

**IN THE SUPREME COURT OF APPEAL OF
SOUTH AFRICA**

**IN DIE HOOGSTE HOF VAN APPÈL VAN
SUID-AFRIKA**



FINAL ROLL

MAY 2024

09 May 2024

The number of the Judge to whom in each case the judgment
has been allocated is designated by dark shading

MAY 2024

- 1 Molemela P
- 2 Zondi ADP
- 3 Ponnann JA
- 4 Dambuza JA
- 5 Mocumie JA
- 6 Makgoka JA
- 7 Schippers JA
- 8 Mokgohloa JA
- 9 Nicholls JA
- 10 Mothele JA
- 11 Hughes JA
- 12 Mabindla-Boqwana JA
- 13 Meyer JA
- 14 Matojane JA
- 15 Weiner JA
- 16 Goosen JA
- 17 Molefe JA
- 18 Kgoele JA
- 19 Tlaletsi AJA
- 20 Koen AJA
- 21 Dawood AJA
- 22 Baartman AJA
- 23 Coppin AJA
- 24 Tolmay AJA
- 25 Smith AJA
- 26 Seegobin AJA
- 27 Mbhele AJA

Wednesday: 01 May 2024

PUBLIC HOLIDAY (Workers' Day)

Thursday: 02 May 2024

COURT A

**1. The Commissioner for the South African Revenue Service v Tunica Trading 59 (Pty) Ltd
1252/2022 (WCC)**

1 5 7 13 19

Molemela P
Mocumie JA
Schippers JA
Meyer JA
Tlaetsi AJA

COURT B

**2. Snowy Owl Properties 284 (Pty) Ltd, Anton Louw, Michael Kirkinnis, Derek Woodhouse,
Tara Getty, Zuka Properties (Pty) Ltd, Mun-Ya-Wana Conservancy and Simon Naylor v
Mziki Shareblock (Pty) Ltd
642/2022 (KZP)**

3 10 15 16 23

Ponnan JA
Mothle JA
Weiner JA
Goosen JA
Coppin AJA

COURT C

**3. Michelle Jacqueline Scholtz, Michelle Jacqueline Scholtz N O v Leon De Kock N O, The
Master of the High Court and Legal Practice Council
312/2023 (WCC)**

6 9 11 17 27

Makgoka JA
Nicholls JA
Hughes JA
Molefe JA
Mbhele AJA

Friday: 03 May 2024

COURT A

4. Sanoj Jeewan ("Mark") v Transnet SOC Ltd and Ernest & Young (EY)

696/2023 (GP)

1 15 17 20 26

Molemela P
Weiner JA
Molefe JA
Koen AJA
Seegobin AJA

COURT B

**5. Herold Gie & Broadhead NO v Richard Timothy Harris NO, Phyllis Mary Early, Oscar Walter & Alan Leornard Harvey Broadhurst NNO, Annelise Jansen Van Rensburg-Hattingh NNO, Clifford Owen Keet & Michelle Ann Wallis NNO and Edgar Grondel
602/2023 (WCC)**

4 9 12 24 27

Dambuza JA
Nicholls JA
Mabindla- Boqwana JA
Tolmay AJA
Mbhele AJA

COURT C

**6. National Director of Public Prosecutions v Sijoyi Robert Mdhlovu
194/2023 (MP)**

11 14 16 21 22

Hughes JA
Matojane JA
Goosen JA
Dawood AJA
Baartman AJA

Monday: 06 May 2024

COURT A

**7. Elmarie Van Jaarsveld v Wynand Jacobus Van Jaarsveld and Capitec Bank Holdings Ltd
358/2023 (FB)**

5 8 15 18 24

Mocumie JA
Mokgohloa JA
Weiner JA
Kgoele JA
Tolmay AJA

COURT B

**8. Leon De Kock v Wanda Luus Du Plessis, Andre Du Plessis, Du Plessis (Boland)
Wellington Attorneys and City of Cape Town Municipality
284/2023 (WCC)**

6 12 16 22 26

Makgoka JA
Mabindla-Boqwana JA
Goosen JA
Baartman AJA
Seegobin AJA

COURT C

9. Goedverwachting Farm (Pty) Ltd v Adriaan Johannes Roux, Any and All Unlawful Occupiers of the Property, the City of Johannesburg Metropolitan Municipality and the Minister of Agriculture and Land Affairs
641/2023 (LCC)

9 13 14 23 27

Nicholls JA
Meyer JA
Matojane JA
Coppin AJA
Mbhele AJA

Tuesday: 07 May 2024

COURT A

10. The Commissioner for the South African Revenue Service v Mining Pressure Systems (Pty) Ltd
565/2023 (GP)

3 17 19 25 26

Ponnan JA
Molefe JA
Tlaletsi AJA
Smith AJA
Seegobin AJA

COURT B

11. The City of Cape Town v The South African Human Rights Commission, The Housing Assembly, Bulelani Qolani, The Economic Freedom Fighters, The Persons Who Currently Occupy ERF 544, Portion 1 Mfuleni (listed in annexure B), The Minister of Human Settlements, The Minister of Cooperative Governance and Traditional Affairs, The National Commissioner for the South African Police Service, The Minister of Police The Western Cape Provincial Commissioner: South African Police Service and The Premier of the Western Cape (Abahlali Basemjondolo Movement SA as *amicus curiae*)
1337/2022 and 368/2023 (WCC)

5 10 13 20 23

Mocumie JA
Mothle JA
Meyer JA
Koen AJA
Coppin AJA

COURT C

12. Roadmac Surfacing (Pty) Ltd v MEC for the Department of Police, Roads and Transport, Free State Province and Tau Pele Construction (Pty) Ltd

461/2023 (FB)

11 12 15 21 22

Hughes JA
Mabindla-Boqwana JA
Weiner JA
Dawood AJA
Baartman AJA

Wednesday: 08 May 2024

COURT A

13. Edward Nathan Sonnenberg Inc v Judith Mary Hawarden

421/2023 (GJ)

3 4 16 19 21

Ponnan JA
Dambuza JA
Goosen JA
Tlaletsi AJA
Dawood AJA

COURT B

14. Chicco Masango and Hendriqne Muainga v The State – S 19(a)

203/2022 (GJ)

8 18 24

Mokgohloa JA
Kgoele JA
Tolmay AJA

COURT C

Thursday: 09 May 2024

COURT A

15. AIG South Africa Limited v 43 Air School Holdings (Pty) Ltd, 43 Air School (Pty) Ltd, PTC Aviation (Pty) Ltd and JET Orientation Centre (Pty) Ltd

640/2023 (GJ)

4 8 14 23 24

Dambuza JA
Mokgohloa JA
Matojane JA
Coppin AJA
Tolmay AJA

COURT B

16. Sand Hawks (Pty) Ltd and Seacrest Investments 129 (Pty) Ltd v Labonte 5 (Pty) Ltd, the Minister of Mineral Resources and Energy, the Director-General: Department of Mineral Resources and Energy, the Deputy Director-General: Department of Mineral Resources and Energy and the Regional Manager: Mineral Regulation: Limpopo Region, Department of Mineral Resources and Energy

190/2023 (GP)

5 13 16 20 26

Mocumie JA
Meyer JA
Goosen JA
Koen AJA
Seegobin AJA

COURT C

17. Khrone (Pty) Ltd v Strategic Fuel Fund Association

476/2023 (GJ)

9 10 17 25 27

Nicholls JA
Mothle JA
Molefe JA
Smith AJA
Mbhele AJA

Friday: 10 May 2024

COURT A**COURT B**

18. Tholo Energy Services CC v Commissioner for the South African Revenue Service

378/2023 (GP)

7 11 15 18 24

Schippers JA
Hughes JA
Weiner JA
Kgoele JA
Tolmay AJA

COURT C

19. Marelize Botha v Ruark Botha

259/2023 (NW)

9 10 17 21 27

Nicholls JA
Mothle JA
Molefe JA
Dawood AJA
Mbhele AJA

Monday: 13 May 2024

COURT A

20. Jacaranda Haven (Pty) Ltd (in Liquidation) and The Barrel Foundation (Pty) Ltd v JJP Propco (Pty) LTD, JJP Propco Medical (Pty) Ltd, Pieter Hendrik Strydom N O, Marthinus Jacobus Bekker N O and Amanda Oindokuhle Vilakazi N O
551/2023 (GP)

4 14 19 21 23

Dambuza JA
Matojane JA
Tlaletsi AJA
Dawood AJA
Coppin AJA

COURT B

21. Estelle Roux and Marthinus Van Der Spuy Le Roux v Dielemaar Holdings (Cape) (Pty) Limited and IPIC Properties (Pty) Limited
414/2023 (WCC)

10 13 18 24 27

Mothle JA
Meyer JA
Kgoele JA
Tolmay AJA
Mbhele AJA

COURT C

22. Ubisi MK and Nel, Van Der Merwe & Smalman Inc v Road Accident Fund
711/2023 (GP)

12 17 22

Mabindla-Boqwana JA
Molefe JA
Baartman AJA

Tuesday: 14 May 2024

COURT A

23. Jorge Alexandre Da Costa Bonifacio and Sergio Rui Da Costa Bonifacio v Lombard Insurance Company Limited

247/2023 (GJ)

3 9 14 20 26

Ponnan JA
Nicholls JA
Matojane JA
Koen AJA
Seegobin AJA

COURT B

24. Trustco Group Holdings Limited v Financial Services Tribunal and JSE Limited

471/2023 (GP)

4 7 15 25 27

Dambuza JA
Schippers JA
Weiner JA
Smith AJA
Mbhele AJA

COURT C

Wednesday: 15 May 2024

COURT A

25. George Hlaudi Motsoeneng v South African Broadcasting Corporation Soc Ltd, Special Investigating Unit and South African Broadcasting Corporation Pension Fund

64/2023 (GP)

3 11 13 19 27

Ponnan JA
Hughes JA
Meyer JA
Tlaletsi AJA
Mbhele AJA

COURT

26. IRD Global Limited v The Global Fund to Fight AIDS, TB and Malaria

504/2023 (GJ)

5 7 20 21 22

Mocumie JA
Schippers JA
Koen AJA
Dawood AJA
Baartman AJA

COURT C

Thursday: 16 May 2024

COURT A

**27. Ruanda Snyman v Brendan Christiaan de Kooker NO, Robert Wessel Robbertse NO
and Louis Theodore Adendorff NO**

400/2022 (GJ)

5 6 16 17 20

Mocumie JA
Makgoka JA
Goosen JA
Molefe JA
Koen AJA

COURT B

**28. Maria Luisa Palma Codevilla v Paula Jane Kennedy-Smith NO, Dingley Marshall Inc,
Carl Frederich Wessel and Simone Danielle Borcharding**

494/2023 (WCC)

7 15 18 22 24

Schippers JA
Weiner JA
Kgoele JA
Baartman AJA
Tolmay AJA

COURT C

29. Dinesh Moodley and Ugresen Perumaal v The State – S19(a)

475/2023 (GJ)

11 12 25

Hughes JA
Mabindla- Boqwana JA
Smith AJA

Friday: 17 May 2024

COURT A

**30. National Nuclear Regulator & Another v Peter Becker & Another
Peter Becker v Minister of Mineral Resources and Energy & 2 Others
Minister of Mineral Resources and Energy v Peter Becker & 2 Others**

966/23 & 1013/23 & 1199/23 (WCC)

1 7 13 19 20

Molemela P
Schippers JA
Meyer JA
Tlaletsi AJA
Koen AJA

COURT B

31. Minister of Mineral Resources and Energy and Shell Exploration and Production South Africa B.V v Sustaining the Wild Coast NPC
58/2023, 71/2023 & 351/2020 (ECMK)

3 5 14 25 26

Ponnan JA
Mocumie JA
Matojane JA
Smith AJA
Seegobin AJA

COURT C

Monday: 20 May 2024

COURT A

32. Charles Phogolo v The State
370/2023 (GJ)

6 8 10

Makgoka JA
Mokgohloa JA
Mothle JA

COURT B

33. Vusi Mabenda v The State – S 19(a)
709/2022 (GJ)

13 15 18

Meyer JA
Weiner JA
Kgoele JA

COURT C

Tuesday: 21 May 2024

COURT A

34. Eamonn Courtney v Izak Johannes Boshoff N O, Winnie Gladness Gumede N O and ABSA Bank Ltd and The Master of the High Court, Johannesburg.
483/2023 (GJ)

3 5 9 14 24

Ponnan JA
Mocumie JA
Nicholls JA
Matojane JA
Tolmay AJA

COURT B

35. Collins Letsoalo and Road Accident Fund v Mothusi Lukhele
332/2023 (GP)

4 16 17 18 19

Dambuza JA
Goosen JA
Molefe JA
Kgoele JA
Tlaetsi AJA

COURT C

36. Polo Susan Pitso obo Likano John Pitso, Polo Susan Pitso, Lipalesa Pitso, Tlotliso Pitso, Master of the High Court, Pretoria and Seleka Attorneys v Chabeli Molatoli Attorneys Incorporated
420/2023 (GP)

7 8 12 21 26

Schippers JA
Mokgohloa JA
Mabindla-Boqwana JA
Dawood AJA
Seegobin AJA

Wednesday: 22 May 2024

COURT A

37. Mawecro (Pty) Ltd v J L Sithole, EI M Nitwane, E J Naude, J P Koekemoer, J L Boucher and Mawewe Communal Property Association
322/2022 (WCC)

3 14 18 21 22

Ponnan JA
Matojane JA
Kgoele JA
Dawood AJA
Baartman AJA

COURT B

38. Manyaku Maria Thulare v Morwamohube Ernest Thulare, Thoromet Jane Deborah Thulare, The Premier, Limpopo Province, The Minister of Co-operative Governance and Traditional Affairs, The President of the Republic of South Africa and Limpopo House of Traditional Leaders
470/2023 (LP)

6 9 10 24 27

Makgoka JA
Nicholls JA

Mothle JA
Tolmay AJA
Mbhele AJA

COURT C

39. Gannet Works (Pty) Ltd, IARC CC, Unmanned SA (Pty) Ltd, CDS Angling Supplies CC and CEG Projects (Pty) Ltd v Middleton, Sue NO and Minister of Forestry, Fisheries and the Environment

492/2023 (GP)

8 11 13 15 23

Mokgohloa JA
Hughes JA
Meyer JA
Weiner JA
Coppin AJA

Thursday: 23 May 2024

COURT A

40. Giles Buswell, James Francis Howard and Purple Fountain Properties 82 (Pty) Ltd v Michael Murray Lewis

218/2023 (WCC)

4 9 17 19 26

Dambuza JA
Nicholls JA
Molefe JA
Tlaletsi AJA
Seegobin AJA

COURT B

41. Minister of Police v Thandekile Sabisa and Lawrence Nzimeni Mambila

725/2023 (ECM)

5 12 20 23 25

Mocumie JA
Mabindla-Boqwana JA
Koen AJA
Coppin AJA
Smith AJA

COURT C

42. The MEC for Health, Gauteng Provincial Government – A A Shongwe obo C M M Shongwe

401/2023 (GP)

6 16 18 21 22

Makgoka JA
Goosen JA
Kgoele JA
Dawood AJA
Baartman AJA

Friday: 24 May 2024

COURT A

43. Minister of Police v Nontsele

547/2022 (ECM)

4 6 12 24 25

Dambuza JA
Makgoka JA
Mabindla- Boqwana JA
Tolmay AJA
Smith AJA

COURT B

COURT C

Monday: 27 May 2024

COURT A

44. Steinhoff International Holdings N V v Tiso Blackstar Group (Pty) Ltd, Rob Rose, The Amabhungane Centre for Investigative Journalism NPC and Karabo Mpho Letta Rajuili

862/2022 (WCC)

1 2 7 11 19

Molemela P
Zondi ADP
Schippers JA
Hughes JA
Tlaletsi AJA

COURT B

COURT C

Tuesday: 28 May 2024

Wednesday: 29 May 2024

PUBLIC HOLIDAY (Election Day)

Thursday: 30 May 2024

COURT A

COURT B

COURT C

Friday: 31 May 2024

COURT A

COURT B

COURT C